

SOLID WASTE DISPOSAL ACT8-9-B. Administrative Enforcement: Agency Representation in Hearings and Signing of Consent Agreements1. **AUTHORITY.**


- a. To represent the U.S. Environmental Protection Agency in administrative enforcement actions conducted under the Solid Waste Disposal Act and 5 U.S.C. section 554.
- b. To negotiate consent agreements between the EPA and respondents resulting from such enforcement action.
- c. To represent the agency in appeals from administrative determinations.

2. **TO WHOM DELEGATED.** Associate regional counsel for Enforcement.3. **LIMITATIONS.** Any official exercising this authority may do so only for those cases initiated by the Region.4. **REDELEGATION AUTHORITY.**

- a. Authorities 1.a., 1.b., and 1.c. may be redelegated to any agency attorney.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. **ADDITIONAL REFERENCES.**

- a. Sections 3001(b)(3)(B)(iv) and 3008 (except 3008(h)) of SWDA.
- b. 40 C.F.R. Part 22.



Kenneth C. Schefski
Regional Counsel

Date